

TRUST CAN ONLY BE EARNED

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## **China Trademark Registration Costs and Registration Procedures**

## 1. China Trademark Registration Fees

| Stage 1: Pre-filing Search  |                                      |                 |
|-----------------------------|--------------------------------------|-----------------|
|                             |                                      | USD             |
|                             | One Class                            | 120             |
|                             | Per Additional Class                 | 100             |
| Delivery: 7 working days; S | Search report delivered by email.    | 1               |
| Stage 2: Trademark Regis    | stration Request                     |                 |
|                             |                                      | USD             |
|                             | One Class                            | 480             |
|                             | Per Additional Class                 | 380             |
| Note: Prices consider a des | cription of up to 10 items. Each ite | em in excess of |
| 10 has a cost of USD35.     |                                      |                 |
| Stage 3: Registration Cert  | ificate                              |                 |
|                             |                                      | USD             |
|                             | One Class                            | 100             |
|                             | Per Additional Class                 | 60              |
|                             |                                      |                 |
| Fees: The fees stated above | are applicable to both domestic a    | nd foreign      |

### Note:

- (1) The search report will deliver by email; Certificate of Registration will be delivered by Fedex unless otherwise instructed by clients.
- (2) Prices consider a description of up to 10 items. Each item in excess of 10 has a cost of USD35.
- (3) All fees quoted do not include delivery fees.

## 2. Calculation of Registration Costs

#### **Example 1: One mark one class**

If you want to apply to have your trademark "ABC" registered in Class 7 (machines and machine tools etc), that is, one mark one class, the total fees for both trademark pre-filing search and registration request and certificate are: Search: USD120 Request for registration: USD480 Certificate: USD100 **TOTAL: USD700.00** 

#### Example 2: One mark two classes

If you want to apply to have your trademark "ABC" registered in Class 7 (machines and machine tools etc) and Class 25 (clothing, footwear, headgear), that is, one mark two classes, the total fees for both trademark pre-filing search and registration request and certificate are: Search: USD120 + USD100 = USD220 Request for registration: USD480 + USD380 = USD860 Certificate: USD100 + USD60 = 160 **TOTAL: USD1,240.00** 

## Example 3: Two marks one class

If you want to apply to have your trademarks "ABC" and "DEF" registered in Class 7 (machines and machine tools etc), that is, two marks one class, the total fees for both trademark pre-filing searches and registration requests and certificates are: Search: USD120 + USD120 = USD240 Request for registration: USD480 + USD480 = USD960 Certificate: USD100 + USD100 = USD200 **TOTAL: USD1,400.00** 

The costs illustrated in the examples above are based on the assumption of a smooth application, that is, no objection being raised by the trademark office or any other third party. Also, the costs stated above exclude courier charges for sending the Power of Attorney and delivery of Certificate of Registration upon acceptance of registration.

The costs stated above apply to a maximum of ten items of products or services for each class. Each additional item of products or services will cost an extra USD35.

## 3. Materials Required for Filing of Trademark Application in China

Clients need to provide the following materials:

- A simple Power of Attorney (POA) executed by the applicant, no notarization is required. (Kaizen will prepare the POA)
- (2) A soft copy of the trademark.
- (3) A detailed list of products or services to be covered in the application.
- (4) A copy of Certificate of Incorporation or Business Registration Certificate or anything of similar nature which shows the name and address of the applicant.
- (5) A Chinese translation of the applicant's name should be provided where available especially where the name of the applicant incorporates its trademark (e.g. "Kodak") for which a Chinese translation already exists.
- (6) One copy of certificate issued by competent authorities authorizing manufacture in the home country in the case of a trademark covering pharmaceutical products for human use. A certificate of the Chamber of Commerce of the home country is sufficient.
- (7) A priority document when priority is claimed. The document can be filed within 3 months after the filing date of the application.

## 4. China Trademark Application Procedures

### **Step by Step Registration Procedures:**

- Step 1: Clients send to Kaizen (by email or fax or post) a specimen of the trademark, a detailed list of products to be covered by the trademark and at the same time make payment for the pre-filing search to Kaizen by remittance or check;
- **Step 2**: Kaizen conducts the pre-filing search and prepare search report and email the search reports to clients;
- Step 3: (If the search results indicate that the application is likely to be accepted and clients decide to proceed) Clients send us the Photostat copy of identity proof (passport copy for individual and Certificate of Incorporation or Business Registration License) and at the same time make payment for the pre-filing search to Kaizen by remittance or check;
- **Step 4**: Kaizen prepares the registration application forms and Power of Attorney (POA) and deliver them to clients for execution;
- Step 5: Clients send the duly executed POA and registration forms back to us;
- **Step 6**: Kaizen submits the application documents to the China Trademark Registration Bureau

- Step 7: The China Trademark Registration Bureau perform examination and other procedures; if no objection received, the China Trademark Registration Bureau then issues the Certificate of Registration;
- **Step 8**: Kaizen forward the Certificate of Registration to clients.

## 5. Time Scale

Currently it is taking approximately 24 to 36 months to get a trademark registered in China.

## 6. Payment Term and Payment Method

Upon receipt of your order, we will issue an invoice to you for your settlement. We require full payment in advance.

We currently only accept Hong Kong Dollar check, cash or TT and credit card through Paypal. <u>Please click here for payment methods</u>.

Our fees for each stage of an application are to be invoiced and settled before the commencement of each stage of service. In any case that you pay us in full for all three stages of services, any fees not charged to any services will be refunded

# 7. Refund Policy

No refund of fees will be made after the commencement of services. For example, if we have already performed the pre-filing search and the search results indicate that the there is an identical mark already in the register and application for filing should not be proceeded, the fees for pre-filing search will not be refunded. Or we have already filed an application and the application is being objected and refused by the trademark office or any other party, then there will not be any refund of fees.

In any case you pay us our fees for all three stages of an application, and the search results indicate that the there is an identical mark already in the register and application for filing should not be proceeded, then the fees for services not performed, i.e., filing for application and issuing of certificate of registration will be refunded.

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